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UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

NATIONAL URBAN LEAGUE, et al.,

Plaintiffs,

v.

WILBUR L. ROSS, JR., et al.,

Defendants.

CASE NO. 5:20-cv-05799-LHK

**PLAINTIFFS' NOTICE OF MOTION  
 AND MOTION TO COMPEL TIMELY  
 PRODUCTION OF DOCUMENTS AND  
 FOR RELATED RELIEF**

Date: December 11, 2020

Time: 1:30 p.m.

Place: Courtroom 8

Judge: Hon. Lucy H. Koh

**NOTICE OF MOTION AND MOTION TO COMPEL**

PLEASE TAKE NOTICE that Plaintiffs, by and through their counsel, hereby move the Court for an order compelling defendants to timely produce document and for related relief.

Specifically, Plaintiffs move the Court for the following:

1. Order Defendants to produce, by Monday, December 14, 2020, documents sufficient to show the details of the Bureau's current data-processing plans, procedures, and schedule (including changes) since October 15, 2020.
2. Order Defendants to produce, by Monday, December 14, 2020, documents responsive to requests from the House Committee on Oversight and Reform and Census Integration Group ("CIG") documents.
3. Order Defendants to produce, by Monday, December 14, 2020, all summary report data responsive to Defendants' sufficient-to-show requests regarding data collection processes, metrics, issues and improprieties (RFP Nos. 2-4, 6-10, 15, 16, 18).
4. Order Defendants to produce, by Monday, December 14, 2020, appropriate metadata—including MD5 Hash data, production begin bates, production end bates, production begin attachment, production end attachment, custodian, email from, email to, email cc, author, document date, and file name—for their December 1, 2020 and December 8, 2020 productions. Order Defendants to produce appropriate metadata—including MD5 Hash data, production begin bates, production end bates, production begin attachment, production end attachment, custodian, email from, email to, email cc, author, document date, and file name—for all future productions in this case.
5. Order Defendants to make available for deposition no later than December 17, 2020, an additional Rule 30(b)(6) witness on the limited topics of Defendants' retention, organization, collection, review, and production of documents and data, as well as the search functionalities and capabilities of Defendants' various databases, so that Plaintiffs have definitive, sworn answers regarding key document production issues in this case, and meaningful guidance regarding how Defendants retain, manage, and organize data and how they are collecting and producing documents in this litigation, that will help finalize this portion of discovery without further delay.
6. Order that Defendants shall have 14 days instead of 30 days to respond to the narrowly tailored Interrogatories and Requests for Admission Plaintiffs will be able to craft and serve once they receive production of the key materials outlined above.

As set forth in Plaintiffs' Motion to Shorten Time and Expedite, filed concurrently herewith, Plaintiffs respectfully request that this motion be heard simultaneously with the Case Management Conference on December 11, 2020 at 1:30 p.m., or as soon as practicable.

1 Dated: December 9, 2020

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**ATTESTATION**

I, Sadik Huseny, am the ECF user whose user ID and password authorized the filing of this document. Under Civil L.R. 5-1(i)(3), I attest that all signatories to this document have concurred in this filing.

Dated: December 9, 2020

**LATHAM & WATKINS LLP**

By: /s/ Sadik Huseny  
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